

REMARKS

The Office Action dated October 31, 2007, has been received and carefully noted. A full and complete response was filed. The above amendments to the claims, and the following remarks, are submitted as a supplemental response thereto.

Claims 1, 9, 11, 14, 27, and 42-48 have been amended to more particularly point out and distinctly claim the subject matter of the invention. Applicants respectfully note that the first element of the independent claims, for instance, “collecting bit rate information related...,” should make it completely clear that, as a result of the collecting, “bit rate information” comprises the measured bit rate provided by the first and/or second cell. Thus, no further limitations are necessary in this respect. In light of the above amendments, the elements of the independent claims should adequately define the term “bit rate information” for the purpose of determining the scope of protection sought. Claims 1-4, 6-9, 11-17, 19-22, 24-30, 32-35, and 37-48 are respectfully submitted for consideration.

Applicants respectfully submit that the cited references fail to disclose or suggest all of the elements of amended claims 1, 14, 27, and 42-48. For example, the cited references does not disclose or suggest, at least, “collecting bit rate information related to a mobile station, when the mobile station is moving from a first cell to a second cell, wherein the mobile station initially has a connection to at least the first cell providing a certain bit rate to the mobile station, the collecting of the bit rate information comprising measuring the bit rate provided to the mobile station by the first cell and/or a bit rate

provided to the mobile station by the second cell,” as recited in the presently pending claims. (Emphasis Added).

Furthermore, the cited references fail to disclose or suggest, “using the collected bit rate information for deciding on when handover of the mobile station from the first cell to the second cell should be carried out by triggering the mobile station handover from the first cell to the second cell when the bit rate provided by the first cell and/or the bit rate provided by the second cell fulfils a predetermined condition or predetermined conditions,” as recited in the presently pending claims.

Claims 2-4, 6-9, 11-13, 15-17, 19-22, 24-26, 28-30, 32-35, and 37-41 are dependent upon claims 1, 14, 27, and 48. Accordingly, claims 2-4, 6-9, 11-13, 15-17, 19-22, 24-26, 28-30, 32-35, and 37-41 should be allowed for at least their dependence upon claims 1, 14, 27, and 48, and for the specific limitations recited therein.

For the reasons explained above, it is respectfully submitted that each of claims 1-4, 6-9, 11-17, 19-22, 24-30, 32-35, and 37-48 recites subject matter that is neither disclosed nor suggested in the cited art. It is, therefore, respectfully requested that all of claims 1-4, 6-9, 11-17, 19-22, 24-30, 32-35, and 37-48 be allowed, and that this application be passed to issue.

If for any reason the Examiner determines that the application is not now in condition for allowance, it is respectfully requested that the Examiner contact, by telephone, the applicants' undersigned attorney at the indicated telephone number to arrange for an interview to expedite the disposition of this application.

In the event this paper is not being timely filed, the applicants respectfully petition for an appropriate extension of time. Any fees for such an extension together with any additional fees may be charged to Counsel's Deposit Account 50-2222.

Respectfully submitted,



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